

Patent

Docket No. 2005 DE 436

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re new U.S. patent application of Franz Xaver SCHERL, et al. : Mail Stop: Missing Parts

Serial No.: 10/533,429
Filed: 04/28/2005
For: Pesticide Formulations Containing Alkoxylated Amines

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DOE/US)

Mail Stop PCT (DOE/US)
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DOE/US), (Form PCT/DOE/905) dated September 18, 2005, submitted herewith for filing in the above-identified application is the executed Declaration identifying the citizenship of each inventor. A copy of PTO Form PCT/DOE/905 is also enclosed.

The Commissioner is hereby authorized to charge the surcharge due (37 CFR 1.16(e)) in the amount of \$130.00 to Deposit Account No. 03-2080. The Commissioner is also authorized to charge any fee deficiency asserted to be paid, or which should have been paid herewith, or with any paper hereafter filed in this application and credit any fees overpayment to Deposit Account No. 03-2080.

Respectfully submitted,

11/25/2005 ATRAH1 00000004 032060 10533429

Attorney: A. Bisulca
Attorney for Applicant
Registration No. 40,913

11/25/2005 ATRAH1 00000004 032060 10533429
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TO 704 331-7707
Fax No. 704 273-4300 (6 pages)

I hereby certify that this correspondence is, on the date shown below, being transmitted by facsimile to Clariant Intellectual Property Department, Committee for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
Fax No. 704 273-4300 (6 pages)

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Legal Staff
Division

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United States Patent and Trademark Office	
U.S. DEPARTMENT OF COMMERCE United States Patent and Trademark Office SEARCHED SERIALIZED INDEXED FILED NOV 14 2005 SEARCHED SERIALIZED INDEXED FILED NOV 14 2005	
U.S. APPLICATION NUMBER	ATTY. DOCKET NO.
101533,429	2002DB436
FIRST NAME AND LAST NAME	INventor(s) Name and Application No.
Franz Xavier SCHERL	PCV/APP03/11698
1A. FILING DATE	PRIORITY DATE
10/22/2003	10/30/2002
CONFIRMATION NO. 9088	
371 FORMALITIES LETTER	
 ACQUODDOCID17048824	

Date Mailed: 01/19/2005 Recd. 11-19-05

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DOEOUS)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/23/2005
- Copy of the International Search Report filed on 04/29/2005
- Preliminary Amendments filed on 04/28/2005
- Information Disclosure Statements filed on 04/18/2005
- Request for Immediate Examination filed on 04/23/2005
- U.S. Basic National Fees filed on 04/28/2005
- Priority Documents filed on 04/23/2005

The applicant needs to satisfy supplemental fees/pending items indicated below.

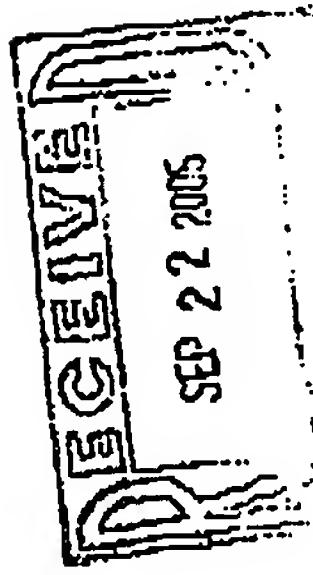
The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international applicant number and international filing data.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.



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ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.138(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

A copy of this notice **MUST** be retained with the response.

FRANCINE YOUNG

Telephone (703) 308-9140 EXT 215

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	DOCKET NUMBER	ATTY. DOCKET NO.
10/533,429	PCY/BP/03/11698	2003DPA36

FORM PCY/BP/03/11698 (371. Formalities Notice)

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